

Applicant or Patentee: Jerry CHEN  
 Serial or Patent Number: Not Yet Assigned  
 Filed or Issued: Simultaneously Herewith  
 For: LIQUID LIPSTICK DEVICE HAVING SEALING CAP

Docket #: 14001 B  
 Examiner: Not Yet Assigned  
 Art Unit: Not Yet Assigned

### VERIFIED STATEMENT (DECLARATION) BY AN INDEPENDENT INVENTOR CLAIMING SMALL ENTITY STATUS UNDER 37 CFR 1.9(F) AND 1.27(B)

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled LIQUID LIPSTICK DEVICE HAVING SEALING CAP

by Jerry CHEN

*Inventor(s)*

described in:

- ☒ The specification filed herewith.  
☐ Patent application serial number \_\_\_\_\_, filed \_\_\_\_\_.  
☐ PCT International patent application number \_\_\_\_\_, filed \_\_\_\_\_.  
☐ Patent number \_\_\_\_\_, issued \_\_\_\_\_.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed or licensed or am under an obligation under contract or law to assign, grant, convey or license any rights in the invention is listed below:

- ☒ No such person, concern or organization.  
☐ Persons, concerns or organizations listed below. Note: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27).

Full Name: \_\_\_\_\_

Address: \_\_\_\_\_

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

Full Name: \_\_\_\_\_

Address: \_\_\_\_\_

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

☐ See attached sheet for additional person(s), concern(s) or organization(s).

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine, or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which the verified statement is directed.

	<i>Inventor 1</i>	<i>Inventor 2</i>	<i>Inventor 3</i>
Name	Jerry CHEN		
Signature	<i>Jerry Chen</i>		
Date	September 20, 2003		

## COMBINED DECLARATION/POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

LIQUID LIPSTICK DEVICE HAVING SEALING CAP

the specification of which (check one)  
☒ is attached hereto

☐ was filed on \_\_\_\_\_  
 as U. S. Application  
 Serial No. \_\_\_\_\_  
 and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefit(s) under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

(Number)	(Country)	Day/Month/Year Filed	<input type="checkbox"/> Yes	<input type="checkbox"/> No
(Number)	(Country)	Day/Month/Year Filed	<input type="checkbox"/> Yes	<input type="checkbox"/> No
(Number)	(Country)	Day/Month/Year Filed	<input type="checkbox"/> Yes	<input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37 Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

## POWER OF ATTORNEY:

As a named inventor, I hereby appoint the following attorneys and agent:

CHARLES E. BAXLEY, ESQ. PTO REG# 20.149;

transact all business in the Patent and Trademark Office connected therewith. to prosecute this application and

Send correspondence to: CHARLES E. BAXLEY  
 90 John Street-third Floor Direct telephone calls to:  
 New York, N.Y. 10038

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Jerry CHEN  
 Inventor's Signature Jerry Chen Date Sep. 20, 2003  
 Residence No. 15, Lane 833, Wen Hsien Road, Tainan City, Taiwan 704  
 Citizenship Taiwan  
 Post Office Address No. 15, Lane 833, Wen Hsien Road, Tainan City, Taiwan 704